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4                   UNITED STATES DISTRICT COURT  
5                   EASTERN DISTRICT OF WASHINGTON  
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DAVID EUGENE HUTSON,

v.  
Plaintiff,

COMMISSIONER OF SOCIAL  
SECURITY,

Defendants.

NO: 2:16-CV-00228-RMP

ORDER ADOPTING REPORT AND  
RECOMMENDATION AND  
CLOSING FILE

BEFORE THE COURT is Magistrate Judge Rodgers' July 21, 2017

Report and Recommendation to grant Defendant's Motion for Summary

Judgement, ECF No. 13, and deny Plaintiff's Motion for Summary Judgment, ECF

No. 12. ECF No. 15. Objections were due on or before August 4, 2017, and

neither party submitted timely objections to the Report and Recommendation.

Having reviewed the July 21, 2017 Report and Recommendation and there  
being no objections, the Court **ADOPTS** the Report and Recommendation, ECF

No. 15, in its entirety.

Accordingly, **IT IS ORDERED:**

1. Defendant's Motion for Summary Judgment, **ECF No. 13**, is

GRANTED.

2. Plaintiff's Motion for Summary Judgment, ECF No. 12, is DENIED.

The District Court Executive is directed to file this Order and provide a copy to counsel for Plaintiff and Defendant. **Judgment shall be entered for Defendant** and the file shall be **CLOSED**.

**DATED** this August 7, 2017.

s/Rosanna Malouf Peterson  
ROSANNA MALOUF PETERSON  
United States District Judge